

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>Application Number</i>	09/427,263
<i>Filing Date</i>	October 26, 1999
<i>First Named Inventor</i>	Richard H. Harvey
<i>Art Unit</i>	2162
<i>Examiner Name</i>	Shahid Al Alam
<i>Attorney Docket Number</i>	063170.6269

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on **August 28, 2006**.

(Any unentered amendment(s) referred to above will be entered).

- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

- iii. Other _____

b. Enclosed

- i. Amendment/Reply

- iii. Information Disclosure Statement (IDS)

- ii. Affidavit(s)/Declaration(s)

- iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.117(i) required)

- b. Other _____

3. Fees The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384

- i. RCE fee required under 37 C.F.R. § 1.17(e) in the amount of \$790.00

- ii. Extension of time fee (37 C.F.R. 1.136 and 1.17). Applicant notes that the amendment was filed within two months of the date of the final Office Action. As of December 28, 2006, Applicant has not received an Advisory Action from the Examiner. Accordingly, pursuant to MPEP § 706.07(f), Applicant believes no extension fee is due. Nevertheless, the Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

- iii. Other _____

- b. Check in the amount of \$ 790.00 (RCE Fee) is enclosed.

- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	<i>Samir A. Bhavsar</i>	Registration No. (Attorney/Agent)	41,617
Signature	<i>Samir A. Bhavsar</i>	Date	December 28, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1490, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office shown below.

Name (Print / Type)			
Signature		Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.